IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 11193 of 2004

Between:

Mr. MD. Ghousmoinoddin, S/o Khaja Moinoddin,
R/o 25-9-77/A, Bapuji Nagar, Kazipet, Warangal District.

... PETITIONER

AND

The Secretary, Regional Transport Authority,
Warangal, Warangal District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, by declaring the action of the respondent in imposing the restriction that the petitioner auto shall ply out side the limits of 40 Kms from the petitioner's residence excluding the prohibited roads in permit as arbitrary, illegal, contrary to law also violative of Articles 14, 19(1)(g) and 21 of the Constitution of India and consequently to set aside the unreasonable restriction as imposed in the permit

Counsel for the Petitioner: SMT.P.PADMAVATHI

Counsel for the Respondent: GP FOR TRANSPORT

The Court made the following order:

ORDER:

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Learned counsel for the petitioner submits that the writ petition having similar subject matter of imposing restriction against similarly situated petitioners to ply their autos outside the limits of 40 Kms from the petitioners' residence in Warangal was already upheld in WP.No.15244 of 2004, which was dismissed.

Following the said order made in WP.No.15244 of 2004 this writ petition is also dismissed in terms thereof. No costs.

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V. ESWARAIAH, J

April 11, 2005

Dsk

To

1. The Secretary, Regional Transport Authority, Warangal, Warangal District.

2. Two CCs to GP For Transport, High Court Buildings, Hyderabad (OUT)

Two CD Copies.